

Central Intelligence Agency



Washington, D.C. 20505

001 FILE

*Leg*

OCA 2282-89

19 July 1989

Mr. Ronald K. Peterson  
Chief, Resource, Defense  
International Branch  
Legislative Reference Division  
Office of Management and Budget  
Washington, D.C. 20503

Dear Mr. Peterson:

Enclosed is our recommended changes to State re-draft of the House Foreign Affairs Committee Bill on Chemical and Biological Weapons. I have also enclosed recommended legislative history to one section of the Bill.

If you have any questions regarding our position, please give me a call at 482-

STAT

Sincerely,

STAT

Office of Congressional Affairs

Enclosures as  
stated

OCA 2282-89

OCA/LEG/ [redacted] (19 July 1989)

STAT

Distribution:

Orig - addressee

1 - D/OCA

1 - OCA Records

1 - OCA/LEG Subject File: CBW

1 - [redacted] Signer

1 - OCA Read

STAT

### Legislative History

Legislative history should establish that sanctions against foreign persons does not prohibit the U.S. Government from paying individuals to acquire intelligence information on CBW. This idea could fit within the exception in section 103(c)(3)(D) established for information and technology. Without further clarification, the sanctions legislation could force the U.S. Government to cease a relationship with an individual who is supplying the U.S. Government with CBW intelligence.

Amendment #1: Add at 201 (d) the following:

(d) The sanctions contained in this section do not apply with respect to any transaction subject to reporting requirements under title V of the National Security Act of 1947 (50 U.S.C. 413 et seq.; relating to congressional oversight of intelligence activities).

Amendment #2: Add at the end of Section 301 the following:

(c) In addition, the President may, with respect to the matters addressed in any report prepared pursuant to this section or sections 103 or 201, limit the transmission of intelligence information in accordance with Section 501 of the National Security Act of 1947 to the Select Committee on Intelligence of the Senate and Permanent Select Committee on Intelligence of the House of Representatives if a determination is made that such information could disclose sensitive intelligence sources and methods.